S.B.Cr.Misc. Bail App. No. 5297/2007
(Indra Singh Vs. State of Rajasthan)

Date of order : 13/11/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Manish Pitaliya for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and police investigation diary.

It is contended by counsel for the petitioner that nothing has been recovered from the present petitioner and similarly situated co-accused namely Shokin Kumar, Shanti Lal, Ratan and Ramesh Chandra have been granted bail by this Court and Co-ordinate Benches of this Court and the case of the present petitioner is not distinguishable from them. This fact has not been disputed by the public prosecutor appearing for the State.

Looking to the facts and circumstances of the case and the fact that similarly situated co-accused have been granted bail, having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Indra Singh S/o Bhopal Singh Rajput be released on bail in FIR No. 97/2006, P.S. Akola, district Chittorgarh, provided he executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs.

10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP